

Senate File 536

S-3358

Amend Senate File 536 as follows:

1. Page 8, after line 26 by inserting:

<DIVISION \_\_\_\_\_

Sec. \_\_\_\_\_. Section 364.3, subsection 2, Code 2011, is amended to read as follows:

2. For a violation of an ordinance, a city shall not provide a penalty in excess of the maximum fine and term of imprisonment for a simple misdemeanor under section 903.1, subsection 1, paragraph "a". Except as otherwise provided in this subsection, an amount equal to ten percent of all fines collected by cities shall be deposited in the account established in section 602.8108. However, one

a. One hundred percent of all fines collected by a city pursuant to section 321.236, subsection 1, shall be retained by the city.

b. One hundred percent of the revenue retained by a city from fines collected from the use of a photo-based traffic enforcement system shall be deposited in the account established in section 602.8108.

c. The criminal penalty surcharge required by section 911.1 shall be added to a city fine and is not a part of the city's penalty.

Sec. \_\_\_\_\_. Section 602.8108, subsection 2, Code 2011, is amended to read as follows:

2. Except as otherwise provided, the clerk of the district court shall report and submit to the state court administrator, not later than the fifteenth day of each month, the fines and fees received during the preceding calendar month. Except as provided in subsections 3, 4, 5, 7, 8, 9, and 10, and 11, the state court administrator shall deposit the amounts received with the treasurer of state for deposit in the general fund of the state. The state court administrator shall report to the legislative services agency within thirty days of the beginning of each fiscal quarter the amount received during the previous quarter in the account established under this section.

Sec. \_\_\_\_\_. Section 602.8108, Code 2011, is amended by adding the following new subsection:

NEW SUBSECTION. 11. The clerk of the district court shall forward to the treasurer of state, not later than the fifteenth day of each month, all moneys received from cities pursuant to section 364.3, subsection 2, paragraph "b", for deposit in the road use tax fund.>

2. By renumbering as necessary.

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